

FAX Transmission Sheet
BURR & BROWN
Intellectual Property Practice

101 South Salina Street, 7th Floor
Syracuse, New York 13202

Telephone: (315) 233-8300
Facsimile: (315) 233-8320

Date: November 2, 2005

To: Examiner An H. Do
Art Unit: 2853

RITE Fax No.: 571/273-2143

From: Stephen P. Burr/Nicole Buckner

Subject: U.S. Application Ser. No. 10/657,842
Filed: September 9, 2003
Conf. No.: 2130

Our Ref.: 791_228

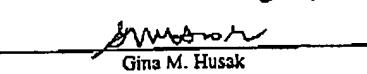
You should receive 21 page(s) including this cover sheet. If you do not receive all pages, please call (315) 233-8300.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following paper(s) is/are being facsimile transmitted to Examiner Do's RITE fax number (571)273-2143 at the Patent and Trademark Office on November 3, 2005:

- Courtesy copies of Response to Non-Compliant Amendment filed November 3, 2005 20 pages
- this cover page 1 page

Total Pages (including cover) 21


Gina M. Husak

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Practitioner's Docket No.: 791_228

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re the Application of: Yukihisa TAKEUCHI, Nobuo TAKAHASHI and
Mutsumi KITAGAWA

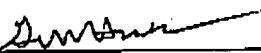
Serial No.: 10/657,842 Group Art Unit: 2853

Filed: September 9, 2003 Examiner: Do, An H.

Conf. No.: 2130

For: PIEZOELECTRIC/ELECTROSTRRICTIVE FILM TYPE
ACTUATOR AND METHOD OF MANUFACTURING THE
ACTUATORMail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**CERTIFICATION OF FACSIMILE
TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to (571) 273-8300 in the Patent and Trademark Office on November 3, 2005.



Gina M. Husak**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Sir:

In response to the Notice of Non-Compliant Amendment mailed October 21, 2005, attached as Appendix A hereto is a complete copy of the papers submitted to the PTO on October 12, 2005 (including an Amendment having a complete list of all pending claims), containing a total of 17 pages as outlined on our fax cover sheet from that day. Appendix B is our facsimile transmission receipt proving that all 17 pages were received at the PTO on October 12, 2005.

If Examiner Do believes that contact with Applicants' attorney would be advantageous toward the disposition of this case, he is herein requested to call Applicants' attorney at the phone number noted below.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.

Respectfully submitted,



Stephen P. Burr
Reg. No. 32,970

Nicole J. Buckner
Reg. No. 51,508

SPB/NB/gmh

BURR & BROWN
P.O. Box 7068
Syracuse, NY 13261-7068

Customer No.: 025191
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Attachments: Appendix A- Complete copy of October 12, 2005 facsimile transmission to the U.S. PTO
Appendix B- Facsimile transmission receipt

FAX Transmission Sheet**BURR & BROWN***Intellectual Property Practice*101 South Salina Street, 7th Floor
Syracuse, New York 13202Telephone: (315) 233-8300
Facsimile: (315) 233-8320**OFFICIAL BUSINESS**

Date: October 12, 2005

To: Examiner An H. Do
Art Unit: 2853

Fax No.: 571/273-8300

From: Stephen P. Burr/Nicole Buckner

Subject: U.S. Application Ser. No. 10/657,842

Filed: September 9, 2003

Conf. No.: 2130

Title: PIEZOELECTRIC/ELECTROSTRICITIVE FILM TYPE ACTUATOR
AND METHOD OF MANUFACTURING THE ACTUATOR

Our Ref.: 791_228

You should receive 17 page(s) including this cover sheet. If you do not receive all pages, please call (315) 233-8300.

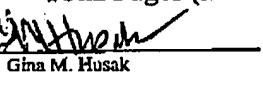
CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following paper(s) is/are being facsimile transmitted to (571)273-8300 at the Patent and Trademark Office on October 12, 2005:

| | |
|--|----------|
| • Amendment Transmittal (in duplicate) | 2 pages |
| • Amendment | 14 pages |
| • this cover page | 1 page |

Total Pages (including cover)

17


Gina M. Husak

(A)

IMPORTANT - THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT READING, DISSEMINATING, DISTRIBUTING OR COPYING THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND DESTROY THE COMMUNICATION. THANK YOU.

PATENT AMENDMENT TRANSMITTAL
(Provisions of 37 CFR 1.136 Apply)

| | | | |
|--------------------|---|---------------------|-------------------|
| Application Number | 10/657,842 | Filing Date | September 9, 2003 |
| Group Art Unit | 2853 | Examiner Name | An H. Do |
| Confirmation No. | 2130 | Attorney Docket No. | 791_228 |
| Inventor(s) | Yukihisa TAKEUCHI, Nobuo TAKAHASHI and Mutsumi KITAGAWA | | |
| Invention: | PIEZOELECTRIC/ELECTROSTRICITIVE FILM TYPE ACTUATOR AND METHOD OF MANUFACTURING THE ACTUATOR | | |

Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as follows:

CLAIMS AS AMENDED

| (1) | (2) Claims Remaining After Amendment | (3) | (4) Highest Number Previously Paid | (5) No. of Extra Claims Present | (6) Rate (Large Entity) | (7) Additional Fee |
|--|--|-------|--|---------------------------------------|-------------------------------|--------------------------|
| TOTAL CLAIMS | 30 | MINUS | 30 | | \$50.00 | \$00.00 |
| INDEP. CLAIMS | 6 | MINUS | 6 | | \$200.00 | \$00.00 |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | | | | | \$00.00 |

EXTENSION OF TERM

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:

One Month (37 CFR 1.17(a)(1)) \$120.00

Two Month (37 CFR 1.17(a)(2)) \$450.00

Three Month (37 CFR 1.17(a)(3)) \$1,020.00

COPY

TOTAL FEES DUE

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:

FEES PAYMENT

No additional fee is required. A check in the amount of \$_____ is enclosed.

Charge Deposit Account 50-1446 in the amount of \$_____. Enclosed is a duplicate copy of this sheet.

Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.

| | | | | | |
|-------------------|---|----------|--------|--------------|------------------|
| Submitted By: | | | | | |
| Name (Print/Type) | Nicole J. Buckner | Reg. No. | 51,508 | Customer No. | 025191 |
| Signature |  | | | Telephone | (315) 233-8300 |
| | | | | Facsimile | (315) 233-8320 |
| Date | | | | | October 12, 2005 |

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Gina M. Husak

Confirmation Report - Memory Send

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 Tel line : +3152338320
 Machine ID : BURR AND BROWN

Job number : 288
 Date & Time : Oct-12 11:16am
 To : 915712738300 *YK*
 Number of pages : 017 *YK*
 Start time : Oct-12 11:16am
 End time : Oct-12 11:24am
 Pages sent : 017
 Status : OK

Job number : 288

***** SEND SUCCESSFUL *****

FAX Transmission Sheet
BURR & BROWN
Intellectual Property Practice

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OFFICIAL BUSINESS

Date: October 12, 2005
 To: Examiner An H. Do
 Art Unit: 2833
 Fax No.: 571/273-8300
 From: Stephen P. Burr/Nicole Buckner
 Subject: U.S. Application Ser. No. 10/657,842
 Filed: September 9, 2003
 Conf. No.: 2130
 Title: PIEZOELECTRIC/ELECTROSTRICITIVE FILM TYPE ACTUATOR
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Sgt M. Fisher

17

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